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Serial No. 10/773,250

Docket No. 2270-002

In the CLAIMS

Please replace the claims currently on file with the following claims:

1. Cancelled
2. Cancelled
3. Cancelled
4. Cancelled
5. Cancelled
6. Cancelled
7. Cancelled
8. Previously cancelled
9. (Currently amended) A modular fence system for forming a

polygonal enclosure comprising:

three or more stackable fence modules, each fence module comprising

two end supports, each end support having

a substantially vertical member connected at a lower end to a first end of a ~~unitary~~ horizontal member, the vertical member and the horizontal members being in the same plane; and

an angle arm ~~connected~~ extending between an upper end of the substantially vertical member and a second end of the horizontal member; ~~and a plurality of span members connected between the angle arm of each end support;~~

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~~spacing the end supports apart, wherein, the angle arm is attached to an inside side edge of each of the substantially vertical and horizontal member adjacent the span members to permit stacking of the two or more unitary fence modules, each like module nested within an adjacent like module of the two or more unitary fence modules for storage or transport, the angle arms of each like module fitting between the horizontal and substantially vertical members of a previous like module in a nested arrangement; and~~

a plurality of span members connected between the angle arms of the two end supports and spacing apart the two end supports in substantially parallel arrangement for forming an inside space therebetween, the angle arm of each of the end supports being connected at a side of the vertical member adjacent the inside space and at a side of the horizontal member adjacent the inside space so as to extend the inside space between the vertical member and the horizontal member of the two end supports, the inside space being open to permit the span members and angle arms of another of the three or more fence modules to fit therein for stacking of the three or more fence modules in a substantially nested arrangement; and

~~means for pivotal attachment; connected between to each of the two end supports of each of the three or more fence modules, for pivotally connecting each of the three or more fence modules to an and operatively~~

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connectable between adjacent fence module~~modules~~ of the three or more fence modules for forming the ~~perimeter fence~~ polygonal enclosure.

10. (Currently amended) The modular fence system as described in claim 9 wherein the means for pivotal attachment on a second end support of a first fence module co-operates with the means for pivotal attachment on a first end support of a ~~like~~ similar fence module; and

the first fence module and ~~like~~ similar fence module are rotatable about the means for pivotal attachment for forming a corner.

11. (Currently amended) The ~~unitary, stackable~~ modular fence ~~modules~~ system of claim 9 ~~10~~ wherein the means for pivotal attachment comprises loops arranged along each vertical member of the first and second end supports, the loops of the first end support being spaced to cooperate with the loops on the second end support so as to permit vertical alignment of the loops between ~~like~~ fence modules; and

further comprising a pin for passing through the vertically aligned loops, the ~~like~~ fence modules being pivoted about the pin.

12. Previously cancelled

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13. (Currently amended) A modular fence system for forming a polygonal perimeter fence comprising:

three or more stackable fence modules, each fence module comprising

two end supports, each end support having

a substantially vertical member connected at a lower end to a first end of a horizontal member, the vertical member and the horizontal members being in the same plane; and

an angle arm ~~connected~~ extending between an upper end of the substantially vertical member and a second end of the horizontal member; ~~and a plurality of span members connected between the angle arm of each end support, spacing the end supports apart, wherein, the angle arm is attached to an inside side edge of each of the substantially vertical and horizontal member adjacent the span members to permit nested stacking of two or more unitary fence assemblies for storage or transport, the angle arms of each module fitting between the horizontal and substantially vertical members of a previous module in a nested arrangement; and~~

a plurality of span members connected between the angle arms of the two end supports and spacing apart the two end supports in

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substantially parallel arrangement for forming an inside space therebetween, the angle arm of each of the end supports being connected at a side of the vertical member and at a side of the horizontal member adjacent the inside space so as to extend the inside space between the vertical member and the horizontal member of the two end supports, the inside space being open to permit the span members and angle arms of another of the three or more fence modules to fit therein for stacking of the three or more fence modules in a substantially nested arrangement; and

a pivotal attachment, connected to each of the two end supports of each of the three or more fence modules, for pivotally connecting each of the three or more fence modules to an adjacent fence module for forming the perimeter fence, the pivotal attachment further comprising a pin and loops arranged along each vertical member so as to permit vertical alignment of the loops between the a second end of a first fence module and the a first end of a subsequent fence module to permit passage of the pin therethrough, the pin being of sufficient length to engage a ground at the lower ends of the attached vertical members.

14. (Previously presented) The modular fence system of claim 13 wherein at least one of the fence modules further comprises a man door formed intermediate the span members for permitting access.

15. Cancelled

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16. Cancelled

17. Cancelled

18. Cancelled

19. (New) The modular fence system of claim 9 wherein the pin is of sufficient length to engage a ground at the lower ends of the vertical members.

20. (New) The modular fence system of claim 9 wherein the end supports and the span members are formed of tubular steel.

21. (New) The unitary, stackable fence module of claim 9 further comprising a man door formed intermediate the span members for permitting access.

22. (New) The modular fence system of claim 13 wherein the end supports and the span members are formed of tubular steel.